

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, MAY 7, 1991  
AT 9:00 A.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:02 a.m.  
The meeting was recessed by Mayor O'Connor at 11:18 a.m. to  
reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:05 p.m. with  
Council Members Wolfsheimer, Roberts and Hartley not present.  
Mayor O'Connor adjourned the meeting at 2:11 p.m. to convene the  
Special Joint Meeting with the Redevelopment Agency and to meet  
in Closed Session immediately thereafter in the twelfth floor  
conference room to discuss legal fees in the Superior Court  
action of Abbott, et al. v. City, et al. and Meet and Confer.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-present
- (5) Council Member Behr-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour/Fishkin (ll/mp/cc)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-not present
- (4) Council Member Pratt-not present
- (5) Council Member Behr-present
- (6) Council Member Henderson-not present
- (7) Council Member McCarty-present
- (8) Council Member Filner-not present

ITEM-117:

Two actions relative to the Joint Powers  
Agreement/Acquisition Agreement for the Clean Water  
Program:

Subitem-A: (R-91-1653) ADOPTED AS RESOLUTION R-277873

Resolution of Intention to obtain reimbursement for  
costs relating to enhancements to the City Wastewater  
System from the proceeds of a tax-exempt financing.

Subitem-B: (R-91-1654) ADOPTED AS RESOLUTION R-277874

Creating a California Joint Exercise of Powers Entity,  
the Public Facilities Financing Authority of the City  
of San Diego, in conjunction with the Redevelopment  
Agency of the City of San Diego.

CITY MANAGER SUPPORTING INFORMATION: The Clean Water Program (CWP) was instituted to facilitate the City of San Diego's compliance with the Clean Water Act of 1972 and the State Ocean Plan standards. The overall CWP plan includes expansion of the current Metro I System to provide secondary treatment, water reclamation, and accommodate future increases in wastewater flow. Consideration is given to factors such as public acceptance, cost, and potential environmental impacts. To finance the overall plan, CWP's financial advisors have recommended, based on tax considerations, the use of a joint powers authority, between The City of San Diego and the Redevelopment Agency of The City of San Diego, to issue tax exempt bonds. It is anticipated that the new authority will issue revenue bonds payable from installment purchase payments made from the City's Sewer Utility Fund. Any and all revenue bond proposals will be subject to specific City

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Council approval. To accomplish this installment purchase, the acquisition agreement is necessary. It conveys all components of the current Metropolitan Sewerage System and the CWP to the new Authority for a nominal consideration.

FILE LOCATION:           Subitem A: WATER-City Wastewater System;  
                          Subitem B: WATER-Clean Water Program CONT FY  
                          91-1

COUNCIL ACTION:       (Tape location: A072-124.)

MOTION BY McCARTY TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Behr-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-310:       (R-91-1840)       ADOPTED AS RESOLUTION R-277875

Proclaiming May 12-18, 1991, to be "National Historic Preservation Week" in San Diego, and calling upon all residents of the City to recognize and participate in this special commemorative occasion.

FILE LOCATION:       MEET

COUNCIL ACTION:       (Tape location: A018-040.)

MOTION BY McCARTY TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Behr-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-330:       (R-91-       )       CONTINUED TO MAY 28, 1991 10:00 A.M.

Appeal of Grace Evangelical Lutheran Church, by Robert Dufresne, President, from the decision of the Historical Site Board in the historical designation of the site at 3993 Park Boulevard. Specifically designated were the exteriors of the Church, Parsonage and Sunday School Buildings and the interior of the Church itself, as Site No. 265, Grade 1. The subject property is described as Block 194, Lots 1-4 and the north 9 feet of Lot 5, University Heights (Parcel No. 455-660-29-10.)

(District-3.)

Adoption of a Resolution granting or denying the appeal and granting or denying the site designation, with appropriate findings to support Council action.

FILE LOCATION: GENERAL-HISTORICAL SITE BOARD, DECISIONS AND APPEALS, ETC. Grace Evangelical Lutheran Church

COUNCIL ACTION: (Tape location: A053-068.)

MOTION BY HARTLEY TO CONTINUE TO MAY 28, 1991 AT 10:00 A.M. AS THE ITEM WAS NOT NOTICED PROPERLY, AND THE MINISTER IS NOT IN TOWN AT THE PRESENT TIME. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Behr-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-331: (R-91- ) CONTINUED TO MAY 14, 1991

(Heard by Council on July 24, 1990, Item 343; September 18, 1990, Item 340; October 2, 1990, Item 334; October 9, 1990, Item S504; and October 16, 1990, Item S504.)

Appeal of Randy Bixler from the decision of the Planning Commission in approving Tentative Map TM-89-0966 (Jordan's Parcel Map) which would subdivide a 0.985 acre site into four parcels for single-family development (three units exist on the property). The subject property is located at the southwest corner of Loring Street and Collingwood Drive and is described as Lot 28 of Soledad Terrace, Map-1618; a portion of Tuna Lane, Vacated and Closed to public use; Lots 153 and 154, Congress Heights Addition, Map-1627. The R1-5000 Zoned site is within the Pacific Beach Community Plan area.

(TM-89-0966. District-6.)

Adoption of a Resolution granting or denying the map, with appropriate findings to support Council action.

FILE LOCATION: SUBD-Jordan's Parcel Map

COUNCIL ACTION: (Tape location: A043-052.)

MOTION BY HARTLEY TO CONTINUE TO MAY 14, 1991 AT  
COUNCILMEMBER HENDERSON'S REQUEST FOR HIM TO BE PRESENT.  
Second by Wolfsheimer. Passed by the following vote:  
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not  
present, Behr-yea, Henderson-not present, McCarty-yea,  
Filner-not present, Mayor O'Connor-yea.

ITEM-S500:

(Continued from the meeting of April 30, 1991, Item  
334, at the Redevelopment Agency's request, to allow  
staff time to respond to comments and concerns raised  
by the public.)

Matters of amendments to the Barrio Logan/Harbor 101  
Community Plan; the Local Coastal Program; the Barrio  
Logan Planned District Ordinance; and an extension of  
the Interim Emergency Ordinance (Subdistrict "E" of the  
Barrio Logan Planned District Ordinance) for a period  
of one year.

The Redevelopment Agency of the City of San Diego is  
proposing the adoption of a Redevelopment Plan for a  
portion of the Barrio Logan community generally located  
between I-5 and the Port District boundary and between  
Sixteenth and Evans Streets. The overall objective of  
the Redevelopment Plan is to revitalize the area in a  
comprehensive manner addressing socio-economic and  
physical development issues. Adoption of this  
Redevelopment Plan will necessitate amendments to the  
Barrio Logan/Harbor 101 Community Plan and the Local  
Coastal Program to insure consistency between policies.  
An amendment to the existing Barrio Logan Planned  
District Ordinance is also being proposed in order to  
incorporate a Redevelopment Subdistrict which  
implements the Redevelopment Plan. The Redevelopment  
Subdistrict will replace Interim Subdistrict "E" of the  
Barrio Logan Planned District Ordinance.

The proposed Redevelopment Plan, Community Plan and  
Planned District Ordinance amendments also constitute  
an amendment to the City of San Diego's Local Coastal  
Program (LCP). If adopted by the City the proposed LCP  
amendment must be submitted to the California Coastal  
Commission for review and certification. The LCP  
amendment would not become effective until after  
approval by the California Coastal Commission.

(District-8.)

Subitem-A: (R-91-1814) ADOPTED AS RESOLUTION R-277877

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-90-0133 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-91-160) RETURNED TO PLANNING  
DEPARTMENT FOR RE-NOTICING

Introduction of an Ordinance amending the planned district.

Subitem-C: (R-91-1815) ADOPTED AS RESOLUTION R-277878

Adoption of a Resolution amending the community plan.

Subitem-D: (O-91-146 Corr.) INTRODUCED AND ADOPTED AS  
ORDINANCE O-17638 (New  
Series)

Introduction and adoption of an Extension to the Interim Emergency Ordinance for Subdistrict E of the Barrio Logan Planned District Ordinance.

FILE LOCATION: Subitems-A,C: LAND-Barrio Logan/Harbor 101  
Community Plan; Subitems-B,D: LAND-Barrio  
Logan planned district.

COUNCIL ACTION: (Tape location: C026-C064.)

Hearing began at 2:06 p.m. and halted at 2:10 p.m.

Councilmember Roberts entered at 2:09 p.m.

MOTION BY FILNER TO ADOPT THE RESOLUTION CERTIFYING EIR 90-0133, MAKING FINDINGS REGARDING IMPACTS OF THE PROPOSED AMENDMENTS, ADOPT A REPORTING AND MONITORING PROGRAM, ADOPT THE FINDINGS OF OVERRIDING CONSIDERATIONS. ADOPT AMENDMENTS TO THE COMMUNITY PLAN, ADOPT AMENDMENTS EXTENDING THE INTERIM DEVELOPMENT ORDINANCE, AND ADOPT WRITTEN FINDINGS AND RESPONSES TO EACH OF THE WRITTEN OBJECTIONS TO THE

PROPOSED REDEVELOPMENT PLAN SUBMITTED BY THE PROPERTY OWNERS AND TAXING ENTITIES. CONTINUE THE ISSUE WITH RESPECT TO THE NEW PLANNED DISTRICT ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S501: (R-91-1901 Rev.1) ADOPTED AS AMENDED AS  
RESOLUTION R-277876

Rescinding Resolutions R-275882 and R-275883; directing the City Manager, Planning Director and City Attorney to return to Council no later than May 28, 1991 with information and recommendations on the following:

1. Projected noise contours of an airport with various East-West runway alignments running parallel to the current Rodriguez Field runway, or as close to the alignments indicated in the TwinPorts' proposal so as to make optimum use of Instrument Landing System approaches from the East, recognizing that this facility will accommodate long haul commercial air carriers to complement the existing Lindbergh Field.
2. Proposed study area boundaries to accommodate a new airport facility as described in number 1 above.
3. Recommended planning actions that must be taken to preserve the option within the study area.
4. Analysis of impact of air quality regulations on airport planning.
5. Prepared Resolution that includes the following:
  - A. A Statement that the City of San Diego's preferred option for a new airport is embodied in the TwinPorts Plan.
  - B. A request for the concurrence of SANDAG.
  - C. Clarification of the roles of SANDAG and the City of San Diego with regard to site selection and airport planning.
  - D. A Statement that the City of San Diego would preserve opportunities for the existing and future expansion of Rodriguez Airport.

E. A Statement that the City of San Diego will encourage Mexico's participation in the TwinPorts Plan.

F. Statement of the City Council's intent to request from the United States Government, particularly the Department of Transportation and the Federal Aviation Administration:

(1) the funding of those studies necessary to develop an airport master plan based on the TwinPorts' concept;

(2) appropriate United States Government consultations with the Mexican Federal Government.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A243-B456.)

Motion by Filner to adopt as amended with the amendment to include the legal status of the property in terms of moratoriums that have been in effect, i.e., how long can the City study an area without committing to buy the land, or putting aside development rights without buying the property unless the F.A.A. determines that an airport will be developed at that site. The City Attorney was directed to prepare an analysis on same. No second.

MOTION BY ROBERTS TO ADOPT AS AMENDED WITH THE FOLLOWING AMENDMENTS: DIRECT STAFF TO MEET WITH THE DEPARTMENT OF TRANSPORTATION TO DETERMINE WHAT THE STATUS IS OF EXISTING AGREEMENTS AND OBLIGATIONS ON THE PART OF THE CITY TO HAVE ANY INCREASES IN THE EXISTING LEVEL OF FLIGHTS OVER THE UNITED STATES. WHAT AUTHORITY THE CITY HAS OVER OUR AIRSPACE TO AVOID INCREASED FLIGHTS; TO INCLUDE IN POINT #1 OF THE EXISTING RESOLUTION "AS PRESENTED AT THE JOINT WORKSHOP ON MAY 2, 1991" TO CLARIFY THAT PROPOSAL IN QUESTION. IN POINT #3, INCLUDE "TWINPORT OPTION AS DESCRIBED IN PARAGRAPH 1" FOR FURTHER CLARIFICATION OF OPTION. IN POINT #5, WORDING SHOULD READ, "PREPARE A RESOLUTION INSTEAD OF PREPARED A RESOLUTION; SPLIT UP ITEM B UNDER POINT #5 AND ADD ITEM C TO READ "STATEMENT THAT IDENTIFIES THE CITY OF SAN DIEGO AS THE LEAD AIRPORT AGENCY FOR PLANNING". THIS WILL CLARIFY THE ROLES PLAYED BY SANDAG AND BY THE CITY. BECAUSE OF THIS SPLIT, ITEM C THEREFORE BECOMES D, AND ITEM D BECOMES E; RESOLUTION R-275883 WILL NOT BE RESCINDED. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea,



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Hartley-yea, Pratt-yea, Behr-yea, Henderson-not present,  
McCarty-yea, Filner-nay, Mayor O'Connor-yea.

**NON-DOCKET ITEMS:**

None.

**COUNCIL COMMENT:**

None.

**PUBLIC COMMENT:**

None.

**ADJOURNMENT:**

By common consent, the meeting was adjourned by Mayor  
O'Connor at 2:11 p.m.

**FILE LOCATION:** MINUTES

**COUNCIL ACTION:** (Tape location: C095).